

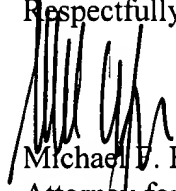
REMARKS

In the Office Action mailed from the United States Patent and Trademark Office on November 19, 2003, claims 1-20, 22-35, and 37-45 are pending, claims 1-4,6, 8-11, 15-20, 22, 24-27, 31-35, 37 and 39-42 are rejected under 35 U.S.C. § 103, and claims 7, 12-14, 23, 28-30, 38 and 43-45 are objected to as allowable but for their dependence on rejected claims. In the outstanding Office Action the Examiner indicated that claims 7, 23 and 38 included the step and means of adaptable weighting biometric value based upon trends in measure authenticating biometric values, and that claims 12, 28 and 43 included the method step of weighting the authenticated biometric values to accommodate for known change sin a biometric marker. The Examiner indicated that these claim limitations as claimed in combination with other limitations makes theses claims allowable over the prior art. Applicant has amended all of the claims of the present invention to include the noted claim limitations.

Based on the foregoing, Applicant believes that the claims of the present invention are in condition for allowance and respectfully requests the same. Should the Examiner have any questions, comments, or suggestions in furtherance of the prosecution of this application, the Examiner is invited to initiate a telephone interview with undersigned counsel.

DATED this 12 day of December, 2005.

Respectfully submitted,



Michael F. Krieger
Attorney for Applicant
Registration No. 35,232

KIRTON & McCONKIE
1800 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Telephone: (801) 321-4814
Facsimile: (801) 321-4893

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